

JULY 8, 1965

The City Council of the City of Idaho Falls met in Recessed Regular Meeting, Thursday, July 8, 1965 at 7:30 p.m. in the Council Chambers at Idaho Falls, Idaho. There were present at said Meeting: Mayor S. Eddie Pedersen; Councilmen Page, Freeman, Keller, Leahy, Nelson. Absent: Councilman Parish. Also present: Roy C. Barnes, City Clerk; Arthur Smith, City Attorney; William Fell, Electrical Engineer; Donald Lloyd, Public Works Director; Les Corcoran, Fire Chief.

Minutes of the last Recessed Regular Meeting, held June 24th, 1965, were read and approved.

Mr. Owen Thornock, assistant principal of the senior high school, appeared before the Council in the interests of the Girl's Federation and explained that that organization had raised \$700.00 for a sign to be placed in front of the high school which would advertise activities. Mr. Thornock was reminded by the Mayor that this request was presented at the last Council Meeting but was tabled until the Council received information as to who would control said sign. Mr. Thornock said this would be the responsibility of the School District. The Mayor noted further, that in the interim period, a second proposal, originally presented sometime ago, had been re-introduced whereby the Rotarians would donate a marquee type sign which would be installed in front of the Civic Auditorium but would have the facilities for advertising both activities for the auditorium and the High School. It was moved by Councilman Freeman, seconded by Keller, that the appropriate Council Committee meet with representatives from the Girl's Federation and the Rotarians as a means of resolving the problem and determining whether or not both signs are needed. Roll call as follows: Ayes, 5; No, none; carried.

Mr. Ivan Bares, from Phoenix, Arizona, appeared before the Council in the interests of the local Lions Club who are sponsoring a Public Relations and Sales Seminar July 19, 20, and 21st. He said this should prove of interest to certain City employees, particularly from the standpoint of public relations. He said it included studies on telephone technique, handling people, the art of remembering names, etc. He said forty four local firms have arranged to have 250 to 300 employees in attendance and that the enrollment fee varied from \$24 to \$21 per person, depending upon the number enrolled from any one organization. After some discussion this was tabled for further consideration by the Council.

Mr. Melvin Pearce appeared before the Council, representing himself and other Fairview Street property owners, to ask if there were any new developments on the Fairview alignment as proposed by the City as needed to tie into the Fairview Highway interchange. He noted that the route had been approved by the Planning Commission on a split vote and that said decision was not favored by certain Fairview Street residents, inasmuch as it would adversely affect their property values. The Mayor invited Mr. Pearce to meet with him and the Public Works Director to study the problem in detail as a possible means of resolving same to the mutual satisfaction of all involved parties.

The Mayor, recognizing that there were those in the audience interested in the fire alarm system bids, invited comment from the Chamber floor.

Mr. William Holden, local attorney, appeared before the Council in the interests of the Mountain States Telephone Company. It was recognized that said Company had submitted a bid on the system in question, on a lease basis. Mr. Holden acknowledged that the City Attorney had recently ruled that the City cannot use bond funds for the acquisition of a leased system. Mr. Holden concurred. However, he proposed a solution whereby the leased system could be acquired

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without using bond money. He reminded the Council that, even if the leased system were selected and approved this night, no immediate cash outlay would be required. He explained that installation would not be completed for approximately eleven months and that billing would not commence until the system was in use, after which lease rental could be forthcoming from the general fund. He explained, further, the advantage of this procedure by saying that, in the interim period, the funds otherwise expended could be properly invested in Government securities and that when the time was right, utilized for other needed fire improvements. He suggested that a leased system could be justified on the grounds that it would remain more flexible from the standpoint of future growth and service without additional cost. In answer to a question by Councilman Leahy, the City Attorney said this method of procedure, if selected by the Council with proper authorization, would be legally acceptable with the understanding that the present Council could not commit next year's funds, and therefore, any understanding now made between the present Council and the Telephone Company would be no more than a gentlemen's agreement. Mr. Holden said this was understandable and that the Telephone Company, in the interim period, would limit its expenditure to certain basic engineering which risk would be gladly assumed by his client. Councilman Leahy commented to the effect that there is some doubt as to the advantageous effect a leased system would have on the City's fire rating.

Mr. Holden introduced Mr. Tom West, Communications Manager for the Telephone Company, who spoke briefly, confirming in effect, the various points previously brought out by Mr. Holden. At the request of the Mayor, the City Clerk then presented the following memo of recommendation from the Fire Chief:

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MEMORANDUM

TO: Mayor and City Council
FROM: Les Corcoran, Fire Chief
SUBJECT: AWARDING BID ON MUNICIPAL FIRE ALARM SYSTEM

Since the Council Meeting of June 8, there has been a ruling by the City Attorney that money acquired from our Fire Improvement Bond Issue cannot be used to lease a fire alarm system. Because of this ruling, it is our feeling that the most logical move is to purchase our own system. All systems being considered would receive comparable ratings according to the Idaho Surveying and Rating Bureau.

According to law, the bid must be awarded to the lowest responsible bidder, all other things being equal.

Burggraf Construction Company of Idaho Falls supplying a Bliss-Gamewell fire alarm system is the low bidder with a basic bid of \$106,281.35 which is reduced by \$7,225.00 with City of Idaho Falls accepting the Gamewell Emergency Public Telephone Box in lieu of the Gamewell

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Code-Voice telephone box as provided in special provisions of the bidders proposal, making an adjusted bid of \$99,056.35. I would further recommend the elimination of the two alarm boxes at the airport for the present time, thus allowing a further reduction of \$3,377.90, giving a final net price of \$95,678.45.

This recommendation is made with the condition that the Burggraf Construction Company and its subcontractors fully meet the requirements of the public works laws.

s/ Les Corcoran

Mr. Loyale Babbitt, one of the bidders, then appeared and questioned whether or not the Company recommended in the foregoing memo was properly licensed for a project of this nature. Councilman Freeman drew attention to the last paragraph in the memo and said if it were determined that the Burggraf Construction Company was not qualified under the public works laws, the City would then consider the second low bidder. Mr. Burggraf appeared and said his Company, in his opinion, is properly licensed under their Class A license and also that there exists complete license coverage from all sub-contractors. In the absence of further comment, it was moved by Councilman Freeman, seconded by Leahy, that Burggraf Construction Company be named as the successful bidder for installation of the fire alarm system and the Mayor and City Clerk be authorized to sign the contract documents, all of this being subject to final approval by the City's legal department after determining the validity of the license held by Burggraf Construction Company. Roll call as follows: Ayes, 5; No, none; carried. The Mayor expressed appreciation to all bidders and, otherwise, to all who had assisted in the bid analysis.

Bills for the month of June, having been properly audited by the Finance Committee were presented in caption form, as follows: to-wit:

<u>FUND</u>	<u>GROSS PAYROLL</u>	<u>SERVICES & MATERIALS</u>	<u>TOTAL EXPENDITURES</u>
General Fund	\$103,853.34	\$95,139.69	\$198,993.53
Fire Bonds	26,207.22	1,982.27	28,189.49
Water & Sewer Fund	9,354.45	15,928.08	25,282.53
Electric Light Fund	29,194.59	11,569.05	40,763.64
Recreation Fund	4,930.83	279.70	5,210.53
Police Retirement Fund	<u>2,234.45</u>	<u>.00</u>	<u>2,234.45</u>
<u>TOTAL FUNDS</u>	<u>\$175,775.38</u>	<u>\$124,898.79</u>	<u>\$300,674.17</u>

It was moved by Councilman Page, seconded by Leahy, that the bills be allowed and the Controller be authorized to issue warrants on the respective funds for their payment. Roll call as follows: Ayes, 5; No, none; carried.

Reports from Division and Department Heads were presented for the month of June, 1965, and there being no objections, were ordered placed on file in the office of the City Clerk.

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License applications for SECONDHAND STORE, Ray Robertson at 445 N. Capital; AUCTIONEER, Ray Robertson; CLASS D GAS FITTER, previously approved by the Heating Inspector, Arlo Coleman; RETAIL LIQUOR, Leonard P. Calla for Holiday Service Inc., Alvin L. Hart for Lobby Cigar Store were presented. It was moved by Councilman Leahy, seconded by Freeman, that these licenses be approved. Roll call as follows; Ayes, 5; No, none; carried.

License applications for ELECTRICAL APPRENTICE, Earl D. Nelson with Idaho Falls Electric, Denhart Carter Queen with Idaho Falls Electric were presented. It was moved by Councilman Freeman, seconded by Page, that these licenses be granted, subject to the approval of the Electrical Inspector. Roll call as follows: Ayes, 5; No, none; carried.

License application for CAB DRIVER for Bud James was presented. It was moved by Councilman Leahy, seconded by Freeman, that this license be granted, subject to the approval of the Police Chief. Roll call as follows: Ayes, 5; No, none; carried.

License application for DANCE HALL, previously approved by the Police Chief, Lynn Davis for The Dungeon, was presented. It was moved by Councilman Freeman, seconded by Leahy, that this license be granted, subject to the approval of the Police Committee. Roll call as follows: Ayes, 5; No, none; carried.

This damage claim was presented and read by the City Clerk:

NOTICE OF CLAIM FOR DAMAGES

IN THE MATTER OF DAYLE DANIEL)
AND JEANNETTE DANIEL, HUSBAND)
AND WIFE, AND DAYLE DANIEL AND)
JEANNETTE DANIEL, PARENTS AND)
NATURAL GUARDIANS OF STEPHANIE)
DANIEL, A MINOR CHILD)

TO: ROY BARNES, Clerk of the City of Idaho Falls, Idaho, and to the Mayor and Council of the City of Idaho Falls, Idaho:

PLEASE TAKE NOTICE that DAYLE DANIEL AND JEANNETTE DANIEL, husband and wife, in their own right, and as parents and natural guardians of STEPHANIE DANIEL, a minor of the age of six years, have a claim and do hereby make claim against the City of Idaho Falls, Bonneville County, Idaho, for personal injuries, medical, hospital, therapeutic, prosthetic, rehabilitation, and kindred expenses, past and future, for loss of earnings and future earnings, for pain and suffering and for all special and general damages sustained by all of the above named on account of the personal injuries suffered and received by the said STEPHANIE DANIEL, and in support thereof, claimants state:

1. That the address of claimants is 340 West 17th Street, Idaho Falls, Idaho.
2. That the name of the attorneys for all of said claimants is Furchner, Anderson, & Beebe, 178 West Judicial Street, Blackfoot, Idaho.

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3. That the claim of the before named claimants is for personal injuries and all special and general damages suffered by them, and each of them, through the fault and wrongdoing of the City of Idaho Falls, State of Idaho, and its officers, agents and employees.
4. The time when the claim arose and the time when the injuries were sustained was approximately 2:00 P.M. on the 6th day of June, 1965. The particular place of sustaining the injuries was Tautphaus Park, a park, recreational area, and zoo, owned, maintained, operated and under the exclusive management and control of the City of Idaho Falls, Idaho, and at an area where wild and ferocious animals were so kept and maintained by said City, and the injuries so sustained were that the right arm of the said STEPHANIE DANIEL, minor child, was chewed, ripped, mangled and torn by two wild and ferocious wolves, all of which resulted in the amputation of the lower right arm of said minor child, and other injuries and damages.
5. That the cause and manner of such injuries for which said City is liable, are as follows: absolute liability for keeping, maintaining and exposing to the public, wild and ferocious animals, negligence, and the maintenance of a nuisance.
6. That the said City of Idaho Falls, Idaho, at all times material herein did have and maintain in full force and effect, a public liability insurance or insurance policies, in the amount not now known to claimants.
7. That the aggregate amount of the claim of the claimants is not now fully known or accurately ascertainable at this time, but that the same will not be less than \$300,000.00.

THIS CLAIM is filed and presented pursuant to the provisions of Sections 50-162, 41-3504, and 41-3505, Idaho Code, and the general and special law applicable to said claim, and demand is hereby made that this claim be forthwith filed and presented to the Mayor and Council of said City at its next special or regular meeting.

DATED this 29th day of June, 1965, at Idaho Falls, Idaho.

s/ Dayle Daniel

s/ Jeannette Daniel

Husband and Wife, Individually,
and as Parents and Natural
Guardians for Stephanie Daniel,
Minor Child

s/ J. Blaine Anderson A Member of the Firm of:
FURCHNER, ANDERSON & BEEBE
178 West Judicial Street
Blackfoot, Idaho

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Attorneys for Claimants

Received and filed this 29th day of June, 1965

s/ Roy C. Barnes
Clerk, City of Idaho Falls, Idaho

It was moved by Councilman Leahy, seconded by Page, that this claim be referred to the City Attorney for proper handling. Roll call as follows: Ayes, 5; No, none; carried.

A second claim was then presented and read, as follows:

NOTICE OF CLAIM FOR DAMAGES

IN THE MATTER OF THE CLAIM)
OF HYRUM MICKELSON)

TO: ROY BARNES, City Clerk of the City of Idaho Falls, Idaho, and to the MAYOR AND COUNCIL of the City of Idaho Falls, Idaho:

PLEASE TAKE NOTICE THAT HYRUM MICKELSON has and does hereby make claim against the City of Idaho Falls, Bonneville County, Idaho, for personal injuries, medical, hospital and kindred expenses, past and future, and all special and general damages sustained by him, and in support thereof claimant states:

1. That the address of claimant is 83 Airport Road, Blackfoot, Idaho.
2. That the claim of the claimant is for all special and general damages suffered by him through and fault and wrongdoing of the City of Idaho Falls, Idaho, and its officers, agents and employees.
3. The time when the claim arose and the time when the injuries were sustained was approximately 2:00 P.M. on the 6th day of June, 1965. The particular place of sustaining the injuries was Tautphaus Park, a park, recreational area and zoo, owned, maintained, operated and under the exclusive management and control of the City of Idaho Falls, Idaho, and at an area where wild and ferocious animals were so kept and maintained by said City, and the injured so sustained were that the right hand and arm was chewed, ripped and torn by two wild and ferocious wolves, all of which resulted in disfigurement and caused claimant to incur various medical and other expenses.
4. That the cause and manner of such injuries for which the City is liable are as follows: Absolute liability for keeping, maintaining and exposing to the public wild and ferocious animals, negligence, and the maintenance of a nuisance.

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5. That the said City of Idaho Falls at all times material herein did have and maintain in full force and effect, a public liability insurance or insurance policies, in an amount not known to claimant.
6. That the aggregate amount of the claim of the claimant is not now fully known but that claimant is not now fully known but that claimant has incurred medical and other expenses in the sum of \$79.79, all as more fully appears from the copies of receipts and statements annexed hereto and made a part hereof.
7. That the aggregate amount of the claim of the claimant is not now fully known or accurately ascertainable at this time but that the same will not be less than \$300,000.00.

THIS CLAIM is filed and presented pursuant to the provisions of Sections 50-162, 41-3504 and 41-3505, Idaho Code, and the general and special law applicable to said claim, and demand is hereby made that this claim be forthright filed and presented to the Mayor and Council of said City at its next special or regular meeting.

DATED this 2nd day of July, 1965, at Blackfoot, Idaho.

s/ Hyrum M. Mickelson
HYRUM MICKELSON, Claimant

Received and filed this 2nd day of July, 1965.

s/ Roy C. Barnes
Clerk, City of Idaho Falls, Idaho

It was moved by Councilman Freeman, seconded by Keller, that this also be referred to the City Attorney for proper handling. Roll call as follows: Ayes, 5; No, none; carried.

A claim denial recommendation was presented on the Clayne A. Larsen damage claim, as follows:

Safeco, Lifeco General Insurance
258 Broadway
Idaho Falls, Idaho
June 25, 1965

City of Idaho Falls
Idaho Falls, Idaho

ATTN: Mr. Barnes:

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Our investigation of this claim presented by Mr. Larsen of theft of property from his car while impounded in the City lot reveals that there was no negligence on the part of the City. Adequate care was provided for Mr. Larson's vehicle and the City cannot be held responsible for the acts of another unknown person.

Therefore, we recommend that Mr. Larsen's claim be denied.

Sincerely yours,
Safeco Insurance Company

s/ Merlyn D. Colpron
Claims Adjustor
IDAHO FALLS FIELD OFFICE

It was moved by Councilman Page, seconded by Leahy, that the insurance adjustor's recommendation be honored and the claim be denied. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk presented a City redemption tax deed, accompanied by an appropriate resolution as follows:

RESOLUTION (Resolution No. 1965-13)

WHEREAS, the City of Idaho Falls, did, under and pursuant to the provisions of Chapter 29, Title 50, Idaho Code, and by deed of the City Treasurer dated the 1st day of September, 1958, recorded in Book 116 of Deeds at Page 293, records of Bonneville County, Idaho, acquire title to and possession of the following described real property, to-wit:

Lots Nineteen (19) and Twenty (20), Block Sixteen (16), Dwight's Addition to the City of Idaho Falls, Idaho, as per the recorded plat thereof,

WHEREAS, ERVIN J. HARTUNG has offered to pay to the City of Idaho Falls the amount for which said property was sold to the City, together with all the installments of assessments subsequent to the one for which said property was sold and then due, together with penalties and interest thereon;

NOW THEREFORE, BE IT RESOLVED:

That the Mayor and City Clerk be, and they hereby are, authorized and directed, upon the payment of said sum of money by said purchaser to make, execute and deliver to the said ERVIN J. HARTUNG, a deed to said property, pursuant to the provisions of Section 50-2951, Idaho Code.

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PASSED BY THE COUNCIL this 8th day of July, 1965.

APPROVED BY THE MAYOR this 8th day of July, 1965.

s/ S. Eddie Pedersen
MAYOR

ATTEST: s/ Roy C. Barnes
CITY CLERK

It was moved by Councilman Leahy, seconded by Freeman, that the Mayor and City Clerk be authorized to sign the resolution and the deed. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk asked for approval to publish a notice of completion of public works on the gravel crushing project. It was moved by Councilman Keller, seconded by Nelson, that authorization be granted accordingly. Roll call as follows: Ayes, 5; No, none; carried.

Introduced by the City Treasurer, through the City Clerk, was a one year renewal lease in favor of William P. Gray covering a certain small area at Fielding Memorial Park. It was moved by Councilman Leahy, seconded by Freeman, that the Mayor and City Clerk be authorized to sign. Roll call as follows: Ayes 5; No, none; carried.

The following Notice of Appeal, as prepared by the legal firm of Holden, Holden, and Kidwell, was read, pertaining to the Board of Adjustment denial of a request for variance by Mr. Lloyd Sibbett:

HOLDEN, HOLDEN, KIDWELL
Idaho First National Bank Bldg.
Idaho Falls, Idaho
June 29, 1965

Honorable Mayor and City Council
City Building
Idaho Falls, Idaho

Gentlemen:

NOTICE OF APPEAL

OWNER: Lloyd Sibbett
ADDRESS: 695 Garfield Street, Idaho Falls, Idaho
PROPERTY DESCRIPTION: Lots 1 and 2, Block 17, Capitol Hill Addition, to the City of Idaho Falls, Idaho

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Lloyd Sibbett hereby appeals the decision of the Board of Adjustment in rejecting his application to remove an existing front porch of the dwelling house main building. The proposed plan of construction is on file with the City Building Inspector. The owner is agreeable that if a permit is issued that the new front porch will be 13 feet by 4 feet so that the setback from Garfield Street will be 19 feet as the same now is. The owner feels that the Board of Adjustment erred in not considering this type of case as a variance because of the shape of his building at the time of the enactment of the controlling regulations.

Respectfully submitted,
HOLDEN, HOLDEN, KIDWELL
s/ Robert B. Holden
Attorneys for Owner

It was moved by Councilman Nelson, seconded by Keller, that the variance be approved as requested and described. Roll call as follows: Ayes, 5; No, none; carried.

ORDINANCE NO. 1141

AN ORDINANCE VACATING AND CLOSING ALL THAT PART OF THE ALLEY IN BLOCK FIFTEEN (15) OF MAYFLOWER ADDITION TO THE CITY OF IDAHO FALLS, IDAHO, LYING EAST OF THE WEST LINE OF LOT THIRTEEN (13), EXTENDED, FOR THE SOLE AND EXCLUSIVE USE OF THE ADJOINING PROPERTY OWNERS; PARTICULARLY DESCRIBING SAID LAND AND PROVIDING WHEN SAID ORDINANCE SHALL BECOME EFFECTIVE.

The foregoing Ordinance was presented in title. It was moved by Councilman Leahy, seconded by Keller, that the provisions of Section 50-2004 of the Idaho Code requiring all ordinances to be fully and distinctly read on three several days be dispensed with. The question being, "SHALL THE PROVISIONS OF SECTION 50-2004 OF THE IDAHO CODE REQUIRING ALL ORDINANCES TO BE READ ON THREE SEVERAL DAYS BE DISPENSED WITH?" Roll call as follows: Ayes, 5; No, none; carried. The majority of all the members of the Council present having voted in the affirmative, the Mayor declared the rule dispensed with and ordered the Ordinance placed before the Council for final consideration, the question being, "SHALL THE ORDINANCE PASS?" Roll call as follows: Ayes, 5; No, none; carried.

The Public Works Director presented his recommendation on the seal coating bid tabulation, as follows:

City of Idaho Falls
07-08-1965

JULY 8, 1965

TO: Honorable Mayor & City Council
FROM: Don Lloyd
SUBJECT: SEAL COATING OF STREETS 1965

Attached hereto is a copy of the bid tabulations for the seal coating of streets contract.

These bids have been reviewed in detail and found to be in order. We are therefore recommending that the Mayor and City Clerk be authorized to sign the contract documents with Pickett & Nelson, Inc. in the amount of \$26,800.00.

Respectfully submitted,
s/ Donald F. Lloyd, P.E.
Public Works Director

It was moved by Councilman Keller, seconded by Nelson, that Pickett & Nelson be named the successful bidder as recommended, subject to final checking and approval after a meeting on the matter with the contractor and the Public Works Committee. Roll call as follows: Ayes, 5; No, none; carried.

Also in the form of a recommendation to a bid tabulation, the following memo was read:

CITY IDAHO FALLS
07-08-1965

TO: Honorable Mayor and City Council
FROM: Don Lloyd
SUBJECT: RETAINING WALL FOR EAGLE ROCK SUBSTATION

Attached hereto is a copy of the bid tabulation taken for the retaining wall at Eagle Rock Power Plant on July 6, 1965. Both the Engineering Department and the Electric Light Division have reviewed these bids and held a conference with the apparent low bidder.

We are satisfied the project was bid within the Engineer's estimate and would therefore recommend the contract be awarded to Wadsworth Construction Company in the amount of \$10,930.02.

Respectfully submitted,
s/ Donald F. Lloyd, P.E.
Public Works Director

It was moved by Councilman Leahy, seconded by Keller, that Wadsworth Construction be named as successful bidder on the retaining wall as described. Roll call as follows: Ayes, 5; No, none; carried.

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This memo, pertaining to two way traffic on a portion of Shoup Avenue, was presented and read:

CITY OF IDAHO FALLS
07-08-1965

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: SHOUP AVENUE

As per our previous conversation, we are officially requesting that Shoup Avenue be converted to two-way traffic between Broadway and Cliff Street. It is recognized that the portion of Shoup between Eagle Rock and Cliff Street is not at this time an improvement, but it is anticipated in the near future. With your permission, the signing can be accomplished at this time.

s/ Donald F. Lloyd

This drew attention to the fact that there is in existence an obsolete portion of the City Code, which designates certain streets for one way traffic and that, in certain instances, these have subsequently been changed by Council action. It was the opinion of the City Attorney that matters of this kind should be handled directly by Council action rather than by ordinance. Therefore, it was moved by Councilman Leahy, seconded by Keller, that the City Attorney be directed to repeal the section of the City Code which designates streets to be one way traffic. Roll call as follows: Ayes, 5; No, none; carried.

With the understanding that said repealing ordinance would be forthcoming, then, it was moved by Councilman Page, seconded by Freeman, that the Police Chief be directed to convert the portion of Shoup as described in the foregoing memo to two way traffic. Roll call as follows: Ayes, 5; No, none; carried.

Next, from the Public Works Director this memo was presented, accompanied also by the following letter from the State Highway District Engineer:

CITY OF IDAHO FALLS
07-08-1965

TO: Honorable Mayor and City Council
FROM: Donald F. Lloyd
SUBJECT: NORTH YELLOWSTONE AVENUE - "NORTHGATE MILE"

The Mayor and Council received a request to designate officially Yellowstone Highway to "Northgate Mile". This request has been referred to our office for review. In turn we have

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asked the Highway Department of their concern, and they in turn have indicated it is purely a local matter and no concern to them.

This Department has no objection to the change of street names since it only involves a changing of the official maps.

s/ Donald F. Lloyd

P.O. Box 97
Rigby, Idaho 83442
July 7, 1965

Mr. Donald F. Lloyd, P.E.
Public Works Director
City of Idaho Falls
P. O. Box 220
Idaho Falls, Idaho

RE: MAINTENANCE BONNEVILLE COUNTY

Dear Don:

You inquired about the Department's attitude on designating North Yellowstone Avenue as the "Northgate Mile".

This seems to me to be a purely local matter to be decided by local authorities.

Yours very truly,
s/ Phillip A. Marsh, P.E.
District Engineer

It was moved by Councilman Page, seconded by Keller, that the name of North Yellowstone, from the North City limits to the "G" Street underpass, be changed to Northgate Mile and the City Attorney be directed to prepare an amending ordinance accordingly. Roll call as follows: Ayes, 5; No, none; carried.

The Public Works Director, through the City Clerk, asked that the following be presented:

CITY OF IDAHO FALLS
07-08-1965

MEMORANDUM

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TO: Honorable Mayor and City Council
City Hall
Idaho Falls, Idaho

FROM: Donald F. Lloyd
SUBJECT: HIGH SCHOOL PARKING - DISTRICT #91

Reference is made to a letter from Dr. Shreve of School District #91 in which he makes 3 specific suggestions to aid in solving the student parking problems in the vicinity of the high school.

Suggestion No. 1 requests signs to be placed in an area of a three block radius around the high school to restrict students parking. Signing would necessarily affect all vehicles without distinction as to student or student operator. This approach will place an unnecessary burden on the residence of that area, and in our opinion, should not be considered.

Suggestion No. 2 is that the speeding on the parking area adjacent to John Adams Parkway can be eliminated by the installation of bumps or depressions to act as a speed trap. We feel the problem is not sufficient to warrant the installation of such bumps or depressions since this would affect our maintenance program. We suggest that signs be placed at the entrances indicating a public parking lot with a speed of 15 miles per hour. Additional enforcement could be encouraged if the problem persists.

Suggestion No. 3 deals with the request for asphalt surfacing on the school parking area south of the school. This is simply a matter of policy and can be done if so requested.

This recommendation has been reviewed in detail with the Police Judge and Police Department and has their concurrence.

s/ Donald F. Lloyd

The Mayor elected to take separate Council action on the various suggestions as listed in the memo. Pertaining to suggestion #1, it was moved by Councilman Nelson, seconded by Leahy, that this be denied. Roll call as follows: Ayes, 5; No, none; carried.

Suggestion #2 was then considered. It was moved by Councilman Nelson, seconded by Freeman, that the portion of the suggestion having to do with bumps and depressions in the street be denied and the portion suggested signing the entrances to the parking lot be approved. Roll call as follows: Ayes, 5; No, none; carried.

Finally, suggestions #3 was studied. It was moved by Councilman Nelson, seconded by Page, that this be taken under consideration and advisement. Roll call as follows: Ayes, 5; No, none; carried.

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Finally, from the Public Works Director, this memo was presented:

CITY OF IDAHO FALLS
07-08-1965

TO: Honorable Mayor and City Council
FROM: Don Lloyd
SUBJECT: L.I.D. NO. 36 - STREET IMPROVEMENTS

The attached map represents the streets or portions of streets which the Engineering Department has been preparing detailed plans for construction. These plans were intended for the next local improvement district and are sufficiently completed to conduct a hearing.

Preliminary costs indicate the City's portion of the improvement shown will be in the neighborhood of \$ _____. If the Council agrees with the scope of this project, we would recommend that the Mayor and City Council authorize the City Attorney to prepare a notice of intention to create an L.I.D. for street improvement, and that this resolution be presented in the July 22nd Council Meeting with the hearing scheduled for sometime in August.

Respectfully submitted,
s/ Donald F. Lloyd
Public Works Director

The Public Works Director appeared and, by use of slides, illustrated the proposed areas within the City of street and/or storm sewer improvement. It was learned that there is a total of 8,200 feet of proposed storm sewer improvement at an approximate cost of \$164,000, and 4 ½ miles of proposed street improvement at an approximate cost of \$410,000. From all of this, it was explained further, City participation would approximate \$33,000 for City owned affected property and \$10,000 for intersections.

The Councilmen were in complete agreement that a district of this nature should be initiated but, recognizing the fact that City participation was far in excess of that which was budgeted, gave the Public Works Director certain limited discretionary powers, working with the City Attorney in adjusting affected areas and boundaries to resolve this problem and still have a representative district. It was moved by Councilman Keller, seconded by Leahy, that with this understanding, the City Attorney be directed to prepare a resolution of intent to create the district, said resolution to be presented at the Council Meeting of July 22nd at which time a date for the first public hearing would likely be selected. Roll call as follows: Ayes, 5; No, none; carried.

This memo from the Fire Chief was read:

July 8, 1965

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MEMORANDUM

TO: Mayor and City Council
FROM: Les Corcoran, Fire Chief
SUBJECT: SUGGESTED ORDINANCE CONTROLLING THE DISPENSING OF CLASS I
FLAMMABLE LIQUIDS

Recent changes in the Fire Prevention Code recommended by the American Insurance Association, which the City of Idaho Falls has adopted, permits the use of coin operated gasoline dispensing devices. Because of the possible hazards involved with untrained people dispensing highly flammable gasoline, we feel more control is needed in this area.

An Attorney representing petroleum dealers in Idaho Falls has, after consulting with the City Attorney, prepared a suggested ordinance making it unlawful for any person other than the retail seller to dispense Class I flammable liquids into automobile gas tanks or any other containers.

We offer this ordinance for your consideration.

Following then, is the caption of the proposed ordinance which, in the opinion of the Fire Chief and the City Attorney would be worthy of Council consideration.

ORDINANCE NO.

AN ORDINANCE MAKING UNLAWFUL THE RETAIL SELLING OR DISPENSING OF CLASS I FLAMMABLE LIQUIDS AS DEFINED FROM BULK SOURCES UNLESS THE DISPENSING IS CONTROLLED OR HANDLED BY THE RETAIL SELLER; PROHIBITING SELLERS FROM PERMITTING CUSTOMERS TO SERVE THEMSELVES CLASS I FLAMMABLE LIQUIDS; PROVIDING PENALTIES FOR THE VIOLATION OF THE ORDINANCE; PROVIDING THAT VIOLATIONS OF THE ORDINANCE SHALL BE DEEMED A NUISANCE AND MAKING PROVISIONS FOR THE ABATEMENT THEREOF; REPEALING ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME EFFECTIVE.

It was moved by Councilman Leahy, seconded by Freeman, that this be tabled for Council study. Roll call as follows: Ayes, 5; No, none; carried.

The City Clerk drew attention to the need for a public hearing to consider various areas for zoning or rezoning. It was moved by Councilman Page, seconded by Nelson, that said hearing be

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scheduled for August 9th, 1965, and the City Clerk be authorized to publish notice accordingly. Roll call as follows: Ayes, 5; No, none; carried.

Just before adjournment of the Council Meeting, this telegram was received and read by the City Clerk:

1965 July 8 PM 9:51

Honorable Mayor Eddie Pedersen and City Council
Council Chambers City Hall, Idaho Falls, Idaho

Gentlemen, for your information, Robert Burggraf Company of Idaho Falls holds a Class A License Number 29A and includes types one and two of the public works law. It does not include type four which reads as follows: Specialty construction, which is defined as any work in connection with any public works construction requiring special skill and use of specially skilled trades or crafts unquote. I hereby protest any award for the fire box alarm system made to Burggraf Construction Company of Idaho Falls.

Lowell Babbitt Electric
Received 7/8/1965 10:05 PM
s/ R. C. B

It was moved by Councilman Freeman, seconded by Keller, that this be referred to the City Attorney for study and recommendation. Roll call as follows: Ayes, 5; No, none; carried.

There being no further business, it was moved by Councilman Page, seconded by Leahy, that the Meeting adjourn. Carried.

ATTEST: s/ Roy C. Barnes
CITY CLERK

s/ S. Eddie Pedersen
MAYOR
